



IFW RCE/1756 #

PTO/SB/30 (08-00)  
Approved for use through 10/31/2002. OMB 0651-0031  
U.S. Patent and Trademark Office: U.S. DEPARTMENT OF COMMERCE

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# REQUEST FOR CONTINUED EXAMINATION (RCE) TRANSMITTAL

Subsection (b) of 35 U.S.C. § 132, effective on May 29, 2000, provides for continued examination of an utility or plant application filed on or after June 8, 1995.

See The American Inventors Protection Act of 1999 (AIPA).

Application Number	09/975,855
Filing Date	10/11/2001
First Named Inventor	Ren Guey Hsieh
Group Art Unit	1756
Examiner Name	Saleha Mohamedulla
Attorney Docket Number	67,200-447

This is a Request for Continued Examination (RCE) under 37 C.F.R. § 1.114 of the above-identified application.

**NOTE:** 37 C.F.R. § 1.114 is effective on May 29, 2000. If the above-identified application was filed prior to May 29, 2000, applicant may wish to consider filing a continued prosecution application (CPA) under 37 C.F.R. § 1.53 (d) (PTO/SB/29) instead of a RCE to be eligible for the patent term adjustment provisions of the AIPA. See Changes to Application Examination and Provisional Application Practice, Final Rule, 65 Fed. Reg. 50092 (Aug. 16, 2000); Interim Rule, 65 Fed. Reg. 14865 (Mar. 20, 2000), 1233 Off. Gaz. Pat. Office 47 (Apr. 11, 2000), which established RCE practice.

## 1. Submission required under 37 C.F.R. § 1.114

- a.  Previously submitted
- Consider the amendment(s)/reply under 37 C.F.R. § 1.116 previously filed on \_\_\_\_\_  
(Any unentered amendment(s) referred to above will be entered).
  - Consider the arguments in the Appeal Brief or Reply Brief previously filed on \_\_\_\_\_
  - Other \_\_\_\_\_
- b.  Enclosed
- Amendment/Reply 05/13/2004 RHEBRAHT 00000036 09975855
  - Affidavit(s)/Declaration(s) 01 FC:1801 770.00 OP
  - Information Disclosure Statement (IDS)
  - Other \_\_\_\_\_

## 2. Miscellaneous

- a.  Suspension of action on the above-identified application is requested under 37 C.F.R. § 1.103(c) for a period of \_\_\_\_\_ months. (Period of suspension shall not exceed 3 months; Fee under 37 C.F.R. § 1.17(i) required)
- b.  Other \_\_\_\_\_

## 3. Fees

- The RCE fee under 37 C.F.R. § 1.17(e) is required by 37 C.F.R. § 1.114 when the RCE is filed.
- a.  The Director is hereby authorized to charge the following fees, or credit any overpayments, to Deposit Account No. \_\_\_\_\_
- RCE fee required under 37 C.F.R. § 1.17(e)
  - Extension of time fee (37 C.F.R. §§ 1.136 and 1.17)
  - Other \_\_\_\_\_
- b.  Check in the amount of \$ \_\_\_\_\_ enclosed
- c.  Payment by credit card (Form PTO-2038 enclosed)

## SIGNATURE OF APPLICANT, ATTORNEY, OR AGENT REQUIRED

Name (Print/Type)	Randy W. Tung	Registration No. (Attorney/Agent)	31,311
Signature		Date	5/10/04

## CERTIFICATE OF MAILING OR TRANSMISSION

I hereby certify that this correspondence is being deposited with the United States Postal Service with sufficient postage as first class mail in an envelope addressed to: Commissioner For Patents, Box RCE, Washington, DC 20231, or facsimile transmitted to the U.S. Patent and Trademark Office on:

Name (Print/Type)	Kathy Dixon	Date	5/10/04
Signature			

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67,200-447; TSMC 00-0890  
Serial Number 09/975,855

**IN THE UNITED STATES PATENT AND TRADEMARK OFFICE**

**TO:** Commissioner for Patents  
PO Box 1450  
Alexandria, VA 22313-1450

**FROM:** Tung & Associates  
838 West Long Lake Road - Suite 120  
Bloomfield Hills, MI 48302

**DATE:** 5 May 2004

**REF:** Applicant : Hsieh et al. Filing Date : 11 October 2001  
Serial No : 09/975,855 Att'y No. : 67,200-447  
Art Unit : 1756 Examiner : Saleha R Mohamedulla  
Title : Gap Forming Pattern Fracturing Method for Forming Optical  
Proximity Corrected Masking Layer

**AMENDMENT AND RESPONSE FILED WITH RCE**

Sir:

In conjunction with the accompanying request for continued examination (RCE), please consider the following amendments and remarks pertaining to the above referenced application.

There are no amendments to the specification or drawings. Amendments to the claims are contained within A Listing of the Claims that begins on page 2 of this paper. Remarks begin on page 8 of this paper.

**CERTIFICATE OF MAILING**

I hereby certify that this correspondence is being forwarded in an envelope with sufficient postage as first class mail to the Commissioner for Patents, POB 1450, Alexandria, VA 22313-1450 on May 10 2004.



Kathy Dixon

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